APR' 2 8 2006 TO THE STATES PATENT AND TRADEMARK OFFICE

Applicant:

Gerald Storch et al.

Examiner: James A. Kramer

Serial No.:

09/865,893

Group Art Unit: 3627

Filed:

May 25, 2001

Docket No.: T634.112.101

Title:

04/26/2006 KHARZII

02 FC:1251

120.00 DA

CO-BRANDED INTERNET SERVICE PROVIDER AND RETAILER INTERNET SERVICE SITE WITH RETAILER-OFFERED INCENTIVES FOR MEMBER USE

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. §1.191)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from the decision from the Primary Examiner, dated March 20, 2006, finally rejecting claims 1-5, 11-24 and 31. The fee for this Notice of Appeal, under 37.C.F.R. 41.20(b) is \$500.00

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply.

\boxtimes	(a) Applicant petitions for an extension-of-time under 37 C.F.R. 1.17(a) for
	the total number of months checked below:
	one month (\$60.00/\$120.00)
	two months (\$225.00/\$450.00)
	three months (\$510.00/\$1,020.00)
	four months (\$1,080.00/\$2,160.00)
	The extension-of-time fee has already been filed in this application.
	(b) Applicant believes that non extension-of-time is required. However, this conditional petition is being made to provide for the possibility that Applicant
	has
	inadvertently overlooked the need for a petition and fee for extension-of-time.
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Notice of Appeal from the Examiner to the Board of Patent Appeals and Interferences

Applicant: Gerald Storch et al.

Serial No.: 09/865,893 Filed: May 25, 2001 Docket No.: T634.112.101

Title: CO-BRANDED INTERNET SERVICE PROVIDER AND RETAILER INTERNET SERVICE SITE

WITH RETAILER-OFFERED INCENTIVES FOR MEMBER USE

Respectfully submitted,

Gerald Storch et al.,

By their attorneys,

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Date: April 20, 2006

MBM:imv

Matthew B. McNutt Reg. No. 39,766

<u>CERTIFICATE UNDER 37 C.F.R. 1.8</u>: The undersigned hereby certifies that this paper or papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 20th day of April, 2006.

Name: Matthew B. McNutt